NCDENR

North Carolina Department of Environment and Natural Resources

Dexter R. Matthews, Director | **Division of Waste Management** | Michael F. Easley, Governor
William G. Ross Jr., Secretary

December 8, 2008

Mr. Tom Miller
Solid Waste Director
Solid Waste Department
2949 Hodges Farm Road
Kinston, North Carolina 28501

Re: Application for Continued Operation
Lenoir County Construction and Demolition Landfill (CDLF)
Lenoir County, Permit No. 54-03, Doc. ID No. 6322

Dear Mr. Miller:

On June 30, 2008, the Division of Waste Management (Division) received your application entitled *Permit Application for Continued Operation, Lenoir County Construction and Demolition Landfill Facility. Owner: Lenoir County, Kinston, North Carolina.* Prepared by Municipal Engineering Services Co., P.A., June 2008. Doc. ID No. 5064.

The Division has reviewed the application to determine if it is complete with the context of N.C.G.S. 130A-295.8(e). A determination of completeness means that the application includes the required components, but does not mean that the components provide all the information that is required for the Division to make a decision on the application. Your application included documentation of local government approval, an operations plan, a closure and post-closure plan, and a financial assurance estimate as required by 15A NCAC .0547 (4). The application did not include a corrective action plan as required by 15A NCAC .0547(4) (c). Therefore, the Division has determined the application to be incomplete. Mr. Zinith Barbee addressed the need for a corrective action plan in detail in his letter of November 14, 2008, (DIN 6269) and the provided a deadline for submitting the plan.

The Division is proceeding with a technical review of the application as submitted for compliance with the Solid Waste Management Rules, 15A NCAC 13B (Rules). Until a decision is made, the County of Lenoir is authorized to continue operating the Lenoir County CDLF in accordance with its most recent solid waste permit and the Rules. The County of Lenoir must also continue the groundwater assessment and/or correction program in accordance with Rules 15A NCAC 13B .1634-.1637. If you have any questions, please contact me at (919) 508-8542.

Sincerely,

Pat Backus

Patricia M. Backus, P.E.
Environmental Engineer

cc: Jimmy D. Woodie, P.E., Municipal Engineering Services Co.
Ed Mussler, Permitting Branch Supervisor
Zinith Barbee, Hydrologist
Dennis Shackelford, Eastern District Supervisor
Wes Hare, Environmental Specialist